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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/533,928	07/29/2005	Michael Berthon-Jones	JPD-4398-427	8053
23117 7590 05/03/2010 NIXON & VANDERHYE, PC 901 NORTH GLEBE ROAD, 11TH FLOOR ARLINGTON, VA 22203				
EXAMINER				
OSTRUP, CLINTON T				
ART UNIT		PAPER NUMBER		
3771				
MAIL DATE		DELIVERY MODE		
05/03/2010		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10533928	7/29/2005	BERTHON-JONES ET AL.	JPD-4398-427

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ART UNIT	PAPER
3771	20100426

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Commissioner for Patents

The information disclosure statement (IDS) submitted on April 13, 2010 was filed after the mailing date of the final rejection, on November 24, 2008. The submission is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement has been considered by the examiner.

It was also noted that the examiners initials were missing from one of the references cited in the IDS filed March 16, 2010. Therefore, attached to this communication is a copy of the IDS filed March 16, 2010 indicating that that reference has also been considered by the examiner.

The application has been forwarded to the Patent Board of Appeals and Interferences for decision on the appeal.

/Tatyana Zalukaeva/
Supervisory Patent Examiner, Art Unit 3761

/Clinton Ostrup/
Examiner, Art Unit 3771